

In the United States Patent and Trademark Office
Before the Board of Appeals

In the Application of

David Arlasky
Serial No. 10/623960
for ROTATABLE PROPELLER DRIVEN
ENGINE EXHAUST SYSTEM
Filed July 17, 2003



**MOTION AND PETITION TO EXTEND TIME FOR FILING
APPELLANT'S BRIEF FOR ONE MONTH UNTIL FEBRUARY 8, 2007**

Now comes the Appellant, David Arlasky, by Martin Faier, his attorney, and petitions the Board to extend the time for filing Appellant's Appeal Brief for one month until February 8, 2007, pursuant to the provisions of MPEP 2274.

This appeal was filed November 8, 2006 according to PAIR as shown on the USPTO website, but the records of the undersigned attorney show the appeal was lodged November 3, 2006.

The grounds for this motion are (1) Appellant is considering filing a Request for Continued Examination (RACE), and counsel is awaiting instructions and further information in that regard; and if said RACE is filed this appeal will be moot; and (2) Counsel's schedule is such that it is not possible to properly prepare the Appellant's Brief within the time set by the rule. This is the first request for extension. This extension is being requested prior to the expiration of the time for filing the Brief on Appeal.

Appellant respectfully requests that this motion and petition be granted.

Kindly charge any petition fee owing in this matter to Deposit Account No. 06-0040 of the undersigned attorney.

Respectfully submitted,

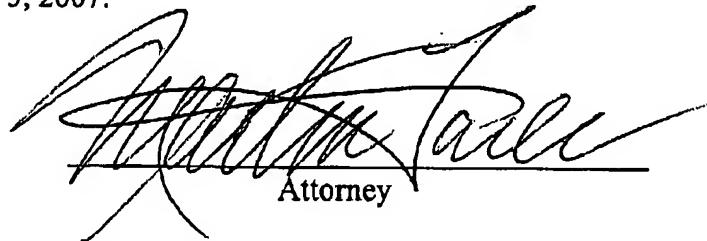
MARTIN FAIER

Attorney for Applicant

Faier & Faier, P.C.
566 W. Adams St. #600
Chicago, IL. 60661
312/382-9500
Fax: 312/382-9200
Email: mmfaier@faier.com

CERTIFICATE OF SUBMISSION VIA FAX

I certify that this **MOTION AND PETITION TO EXTEND TIME FOR FILING APPELLANT'S BRIEF FOR ONE MONTH UNTIL FEBRUARY 8, 2007** was submitted via Facsimile to Fax No. 571/273-0053, the fax number for the Board of Appeals shown on the website of the Patent and Trademark Office on January 3, 2007.



Barbara Faier
Attorney